



02-17-04

#9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Martin Keisel et al.

Serial No.: **09/965,569**

Filing Date: **September 27, 2001**

Title: **Device and Process for Operation of
Automation Components**

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Group Art Unit:

Examiner:

Attny. Docket No. **071308.0240**

Client Ref.: **2000P23296US**

**AMENDED RESPONSE UNDER 37 CFR 1.53 TO
NOTICE OF ABANDONMENT MAILED December 17, 2003**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING VIA EXPRESS MAIL

PURSUANT TO 37 C.F.R. § 1.10, I HEREBY CERTIFY THAT I HAVE INFORMATION AND A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE WILL BE DEPOSITED WITH THE U.S. POSTAL SERVICE AS EXPRESS MAIL POST OFFICE TO ADDRESSEE, ON THE DATE BELOW, AND IS ADDRESSED TO:

MAIL STOP PETITIONS
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

EXPRESS MAIL LABEL: **EV339228256US**
DATE OF MAILING: **FEBRUARY 16, 2004**

Dear Sir:

In response to the Notice of Abandonment dated December 17, 2003, Applicants respectfully resubmit documents originally filed January 7, 2004 under the incorrect serial number.

Applicant believes that there are no fees due in association with this filing of this Amended Response. However, should the Commissioner deem that any fees are due, including any fees for extensions of time, Applicant respectfully requests that the Commissioner accept


this as a Petition Therefor, and direct that any additional fees be charged to Baker Botts L.L.P.

Deposit Account No. 02-0383 (071308.0240).

Respectfully submitted,

BAKER BOTTS L.L.P.

Date: February 16, 2004



Andreas H. Grubert
(Limited recognition 37 C.F.R. §10.9)
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/965,569	09/27/2001	Andreas Polz	A34646 (071308.0240)

CONFIRMATION NO. 3075

ABANDONMENT/TERMINATION
LETTER



OC000000011510259

21003
BAKER & BOTTS
30 ROCKEFELLER PLAZA
NEW YORK, NY 10112

Date Mailed: 12/17/2003

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 11/06/2001.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY